

09/08/03

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: A03P1062US04

EXPRESS MAIL NO. EV100887124US

Inventor(s): Mark W. Kroll; Eric Falkenberg; and Paul A. Levine

Title: SYSTEM AND METHOD FOR PROVIDING PREVENTIVE OVERDRIVE PACING AND ANTITACHYCARDIA PACING USING AN IMPLANTABLE CARDIAC STIMULATION DEVICE

MAIL STOP PATENT APPLICATION
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

09/08/03
10/657878
2222141 U.S. PTO

Dear Sir:

Submitted herewith for filing are the following documents:

CALCULATION OF FEES							
ITEM		NO. OF CLAIMS FILED	NO. OF ADDITIONAL CLAIMS FILED	LG ENTITY FEE	\$ AMOUNT	\$ FEE	
A	TOTAL CLAIMS FEE	13 - 20 =	0	X \$18	\$0	\$ 0	
B	INDEPENDENT CLAIMS FEE**	3 -3 =	0	X 84	0		
C	SUBTOTAL - ADDITIONAL CLAIMS FEE (LINES A + B)						
D	MULTIPLE-DEPENDENT CLAIMS FEE LARGE ENTITY FEE = \$270						
E	BASIC FILING FEE*LARGE ENTITY = \$750						
F	TOTAL FILING FEE** (ADD TOTALS FOR LINES C, D, AND E)						
						\$ 750**	

<u>X</u> Charge Deposit Account No. 16-0068 the amount of	\$750**	A copy of this letter is enclosed.
--	----------------	---

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0068

Any additional filing fees required under 37 CFR 1.16.

Any patent application processing fees under 37 CFR 1.17.

The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 16-0068

Any patent application processing fees under 37 CFR 1.17.

Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,



Date: 9/8/03

Derrick Reed, Attorney for Applicants
Reg. No. 40,138

Correspondence Address:

PACESETTER, INC.
15900 Valley View Court
Sylmar, CA 91392-9221
818/493-2200
818/362-4795 (fax)

I hereby certify that this New Application is being deposited with the United States Postal Service as "Express Mail" mailing label number EV100887124US in an envelope as "Express Mail Post Office to Addressee" addressed to the:
MAIL STOP PATENT APPLICATION
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450, on:

September 8, 2003



Cristene Amador 9/8/03
Cristene Amador Date

EV100887124US

PTO/SB/35 (11-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

Mark W. Kroll

Title **SYSTEM AND METHOD FOR PROVIDING PREVENTIVE
OVERDRIVE PACING AND ANTITACHYCARDIA PACING
USING AN IMPLANTABLE CARDIAC STIMULATION
DEVICE**

Atty Docket Number

A03P1062US04

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

9/8/03

Date



Signature

Derrick Reed, 40,138

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.